

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.3421 OF 2002
IN
FIRST APPEAL NO.473 OF 2004

Office Notes, Office Memoranda
of Coram, appearances, Court's
Orders or directions and
Registrar's Orders

Court's or Judge's Orders

CORAM : P.V.KAKADE, J.

DATE : 1ST OCTOBER, 2004

P.C.:

1. Heard the learned counsel for both the parties. Perused the record.

2. Ad-int. relief was granted on 12.4.2004 in terms of prayer (a). Prayer clause (a) relates to southern portion of the impugned property, which is seen as merely defined vide Exh.D to the Rejoinder of the appellant. The learned counsel for the respondents

fairly submits that they are not concerned with the marked southern portion in the said sketch. Considering the facts and circumstances the prayer clause (a) relates to only southern portion and therefore, there need not be any apprehension in the mind of respondents and that by virtue of any interim order their rights would be affected in any manner.

3. In the result the application is made absolute in terms of prayer clause (a) and stands disposed of.